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Attorney for Defendant  
MARSHA PHILLIPS

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
ESTEBAN GERARDO RAMIREZ, AKA  
“ESTEBAN RAMIREZ VERDUZCO,” AND  
MARSHA GARMA PHILLIPS,  
Defendant.

Case No.: 2:22-CR-00055 DAD

**STIPULATION AND ORDER TO  
CONTINUE SENTENCING AND  
FILING DATES**

The parties, defendant Marsha Garma Phillips, by and through her counsel Etan Zaitso, Esteban Gerardo Ramirez, by and through his counsel Lupe Martinez, and the Government, by and through its counsel Adrian Kinsella, hereby stipulate as follows:

1. Defendants Ramirez and Phillips changed their pleas on November 8, 2022 and December 20, 2022, respectively.
2. Since then, the parties have stipulated to several continuances of their sentencing date and related filings. Currently, sentencing for both defendants is scheduled on August 22, 2023.
3. Probation filed defendant Ramirez’s Draft PSR on July 17, 2023 and defendant Phillips’ Draft PSR on July 18, 2023. Shortly after these filings, however, Probation became aware of United States v. Castillo, 69 F.4th 648 (9th Cir. 2023) a recent

1 circuit opinion that significantly impacts and alters the guideline ranges of both  
2 defendants in this case. Probation has since reached out to all parties to discuss the  
3 significance of the new law and the changes Probation has applied to each  
4 defendant's Guideline calculation and range. These changes are or will be reflected  
5 in the defendants' respective Final PSR.

- 6 4. With respect to defendant Ramirez, informal objections and the Final PSR containing  
7 the amended guideline calculations were filed on July 28, 2023.
- 8 5. With respect to defendant Phillips, the parties agreed in consultation with Probation  
9 to delay filing informal objections and the Final PSR in anticipation of this stipulation  
10 and continuance request.
- 11 6. Given the change in law and need for additional time to prepare and respond to the  
12 changes in the PSR, the parties now agree that a two-week continuance of the  
13 sentencing date and the remaining filing dates is appropriate.
- 14 7. Probation has reviewed and agrees with the stipulation and request.
- 15 8. Therefore, the parties agree and stipulate to the following schedule:

16 Sentencing Date: September 5, 2023,

17 Reply, or Statement of Non-Opposition: August 29, 2023,

18 Formal Objections: August 22, 2023,

19 Final Presentence Report as to Defendant Phillips: August 15, 2023,

20 Defendant Phillips' Informal Objections: August 8, 2023,

21  
22  
23 IT IS SO STIPULATED.

24  
25 Dated: July 31, 2023

Respectfully submitted,

26 /s/ Etan Zaitso

27 ETAN ZAITSU

Attorney for Defendant

28 MARSHA GARMA PHILLIPS

1 Dated: July 31, 2023

Respectfully submitted,

3 /s/ Lupe Martinez

4 LUPE MARTINEZ

Attorney for Defendant

5 ESTEBAN GERARDO RAMIREZ

6  
7 Dated: July 31, 2023

Respectfully submitted,

9 /s/ Adrian Kinsella

10 ADRIAN KINSELLA

Assistant U.S. Attorney

11  
12  
13  
14 **ORDER**

15 Based upon the representations of the parties, and good cause showing, the Court orders  
16 the sentencing hearings for defendants Esteban Gerardo Ramirez and Marsha Garma Phillips  
17 reset for September 5, 2023, with filing due dates reset as follows: Defendant Phillips'  
18 Informal Objections: August 8, 2023; Final Presentence Report as to Defendant Phillips Only:  
19 August 15, 2023; Formal Objections: August 22, 2023; Reply, or Statement of Non-  
20 Opposition: August 29, 2023.

21  
22 IT IS SO ORDERED.

23 Dated: August 1, 2023

24 Dale A. Dwyer  
UNITED STATES DISTRICT JUDGE